

## Message Text

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PAGE 01 STATE 047947

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ORIGIN SS-30

INFO OCT-01 ISO-00 SSO-00 /031 R

DRAFTED BY ARA:WGBOWDLER:JBKUBISCH:PAL

APPROVED BY THE SECRETARY

S/S - DMILLER

EB - MR. KEMPE

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FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA IMMEDIATE

C O N F I D E N T I A L STATE 047947

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EXDIS

E.O. 11652: GDS

TAGS: PFOR, OVIP, BR

SUBJECT: LETTER TO FOREIGN MINISTER GIBSON BARBOZA

FOR AMBASSADOR FROM THE SECRETARY

1. PLEASE DELIVER THE FOLLOWING LETTER TO FOREIGN MINISTER  
GIBSON BARBOZA:

2. BEGIN TEXT DEAR MARIO: THIS IS THE THIRD COMMUNICA-  
TION I HAVE SENT YOU WITHIN A WEEK. IN MY LAST LETTER I  
NOTED THAT YOU WOULD BE LEAVING SOON BUT I HOPED THAT YOU  
WOULD FIND THE TIME TO GIVE ME YOUR VIEWS ON THE MEETING OF  
FOREIGN MINISTERS WHICH WE AGREED TO HOLD IN THE UNITED  
STATES PRIOR TO THE OAS GENERAL ASSEMBLY. I WOULD LIKE TO  
SHARE WITH YOU SOME OF MY PRELIMINARY THINKING ON THE  
PREPARATIONS FOR THIS MEETING AND, IF YOU HAVE THE TIME, TO  
GET YOUR REACTION AND VIEWS.

3. WITH RESPECT TO THE LOCATION FOR THE CONFERENCE, I BE-  
LIEVE THE SPECIAL NATURE AND IMPORTANCE OF THE MEETING IS  
BEST UNDERSCORED BY HOLDING IT IN OUR CAPITAL CITY. HENCE  
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PAGE 02 STATE 047947

I PROPOSE THAT THE MINISTERS COME TO WASHINGTON ON TUESDAY

AFTERNOON OR EVENING, APRIL 16, OR ON WEDNESDAY MORNING, APRIL 17, WHICHEVER MAY BE MORE CONVENIENT FOR THEM. WE COULD HAVE AN INFORMAL LUNCHEON HERE AT THE DEPARTMENT OF STATE ON WEDNESDAY AND GO FROM THAT TO OUR FIRST WORKING

SESSION. ON THURSDAY, APRIL 18, WE COULD MEET TWICE, BOTH MORNING AND AFTERNOON. FOLLOWING THE CLOSE OF THE AFTERNOON SESSION ON THURSDAY, APRIL 18, I AM MAKING ARRANGEMENTS TO FLY THE FOREIGN MINISTERS TO ATLANTA SO THAT THEY COULD SETTLE IN BEFORE THE OPENING OF THE OAS GENERAL ASSEMBLY ON FRIDAY MORNING, APRIL 19.

4. IN MEXICO CITY WE DECIDED THAT IN OUR NEXT MEETING WE SHOULD CONTINUE THE DIALOGUE BASED ON THE AGENDA TOPICS AND POINTS DISCUSSED THERE. FOR OUR WASHINGTON DELIBERATIONS I THINK IT MIGHT BE ADVANTAGEOUS TO SELECT SEVERAL ISSUES COVERED BY THOSE TOPICS FOR IN-DEPTH DISCUSSION AND WOULD APPRECIATE HAVING YOUR THOUGHTS ON WHAT THESE MIGHT BE.

5. I HAVE TOLD JACK KUBISCH TO MEET INFORMALLY WITH THE AMBASSADORS OF THE COUNTRIES WHICH TOOK PART IN THE MEXICO CITY CONFERENCE TO CONVEY THE FOREGOING VIEWS. SINCE TIME IS SHORT, I THOUGHT THIS MIGHT BE THE BEST MEANS FOR KEEPING THE FOREIGN MINISTERS ABREAST OF THE SUBSTANTIVE AND ADMINISTRATIVE ARRANGEMENTS.

6. JOHN CRIMMINS HAS REPORTED YOUR REACTIONS TO THE MEXICO CITY MEETING, AND I AM PLEASED THAT YOU FOUND THE OUTCOME SO USEFUL. I AGREE THAT IT WAS AN EDUCATIONAL EXPERIENCE -- PARTICULARLY FOR ME.

7. JOHN HAS ALSO INFORMED ME OF YOUR CONVERSATION WHEN HE DELIVERED MY LETTER ON THE COUNTERVAILING DUTY ISSUE. I WAS SURE THAT THIS WOULD BE A KEEN DISAPPOINTMENT TO YOU. THE PROBLEM IS THAT OUR COUNTERVAILING DUTY ACT CONTAINS A VERY BROAD DEFINITION OF WHAT A SUBSIDY IS AND IT ALLOWS NO DISCRETION ONCE THE FACTS IN THE CASE ARE ESTABLISHED. IN THE ABSENCE OF CONSULTATIONS TO GATHER THE FACTS AND SINCE THE SECRETARY OF THE TREASURY WAS CONFIDENTIAL

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PAGE 03 STATE 047947

THREATENED WITH A LAW SUIT BECAUSE OF HIS FAILURE TO TAKE ACTION ON THIS CASE HE FELT HE HAD TO GO FORWARD TO THE NEXT MORE FORMAL STAGE IN HIS CONSIDERATION OF IT.

8. WE HAVE DEVELOPED A STRATEGY FOR DEALING WITH COUNTERVAILING PROBLEMS WITHIN THE FRAMEWORK OF THE MULTILATERAL TRADE NEGOTIATIONS. IT CONSISTS OF DEVELOPING AN INTERNATIONALLY AGREED DEFINITION OF SUBSIDIES THAT ARE NOT

ACCEPTABLE, AND OF THOSE PRACTICES WHICH SHOULD BE  
ACCEPTABLE. WE ARE HOPEFUL THAT SUCH AN AGREEMENT WILL  
LEAD TO POSSIBILITIES FOR CHANGES IN OUR DOMESTIC LEGIS-  
LATION. IN THE MEANTIME, AND SO AS NOT TO JEOPARDIZE THE  
INTERNATIONAL NEGOTIATIONS, WE HAVE ASKED THE CONGRESS  
FOR DISCRETION TO BE GRANTED THE SECRETARY OF THE

TREASURY IN IMPOSING COUNTERVAILING DUTIES. WE HAVE HAD  
MANY INDICATIONS THAT CONGRESS WILL BE MOST RELUCTANT TO  
GRANT THIS DISCRETION, AND WE WANT TO AVOID SITUATIONS  
THAT WOULD REINFORCE THAT ATTITUDE. I HOPE THIS WILL HELP  
YOU UNDERSTAND WHY I WAS UNABLE TO OBTAIN A FURTHER DE-  
FERRAL IN OUR ACTION. I DID MY ABSOLUTE BEST.

9. WITH WARMEST REGARDS AND BEST WISHES, HENRY END TEXT.  
KISSINGER

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